

SECTOR
\$
#3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application Of:

Ralph W. BLUME et al.

Application Number: 09/559,342

Filed: April 28, 2000

For: GUAIFENESIN SUSTAINED RELEASE FORMULATION AND TABLETS



Group Art Unit: 1614

Examiner: Not Yet Known

**RESPONSE TO NOTICE TO FILE MISSING
PARTS OF NONPROVISIONAL APPLICATION AND
SUBMISSION OF VERIFIED STATEMENT CLAIMING
SMALL ENTITY STATUS - SMALL BUSINESS CONCERN**

BOX MISSING PARTS

Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the attached copy of the Notice to File Missing Parts of Nonprovisional Application - *Filing Date Granted* mailed June 28, 2000, applicants are submitting herewith the executed Declaration and Power of Attorney for Patent Application. A check in the amount of \$518.00 is attached to cover the filing fee, additional claims fee and missing parts surcharge for a small entity as calculated below.

A Verified Statement Claiming Small Entity Status as a small business concern is being submitted herewith. Accordingly, applicants are believed to be entitled to small entity status and to pay reduced fees in accordance with U.S. Patent and Trademark Office rules.

The fees have been calculated as follows:

Basic Filing Fee	\$ 345.00
Total Claims in Excess of 20 = 12	\$ 108.00
Missing Parts Surcharge	<u>\$ 65.00</u>
TOTAL AMOUNT ENCLOSED	\$ 518.00

In the event any variance exists between the amount enclosed and the Patent Office charges, please charge or credit any such variance to the undersigned's Deposit Account

No. 02-0375.

Respectfully submitted,

BAKER BOTTS L.L.P.

By:



Rodger L. Tate

Registration No. 27,399

Dated: July 25, 2000

Baker Botts L.L.P.
The Warner; Suite 1300
1299 Pennsylvania Avenue, N.W.
Washington, D.C. 20004-2400
(202) 639-7700 (telephone)
(202) 639-7890 (facsimile)
RLT/sdl

FORMALITIES LETTER

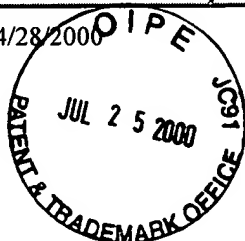


OC00000005207343

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark OfficeAddress: COMMISSIONER OF PATENT AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/559,542	04/28/2000	Ralph W. Blume	065910.0102

Baker Botts LLP
The Warner
1299 Pennsylvania Avenue N.W.
Washington, DC 20004-2400



Date Mailed: 06/28/2000

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 690 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$216.
 ■ \$216 for 12 total claims over 20.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 1036.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

07/28/2000 MBERHE 0000055 09559542

01 FC:201
02 FC:205
03 FC:203

345.00 OP
65.00 OP
108.00 OP